1 Liebler, Ivey, Conner, Berry & St. Hilaire By: Floyd E. Ivey 2 1141 N. Edison, Suite C 3 P.O. Box 6125 Kennewick, Washington 99336 4 Local Counsel for Defendant Impulse Marketing Group, Inc. 5 Klein, Zelman, Rothermel, & Dichter, L.L.P. 6 Sean Moynihan, Esq. 7 485 Madison Avenue New York, New York 10022 8 Telephone Number (212) 935-6020 Facsimile Number (212) 753-8101 9 Attorneys for Defendant Impulse Marketing Group, Inc. 10 11 IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF WASHINGTON 12 AT RICHLAND 13 JAMES S. GORDON, JR., No. CV 04-5125-FVS 14 Plaintiff(s), **ORDER ON DEFENDANT** 15 **IMPULSE'S MOTION TO DISMISS** THIRD-PARTY DEFENDANT LEW v. 16 REED 17 IMPULSE MARKETING GROUP, INC., 18 Defendant(s). **JURY TRIAL REQUESTED** 19 IMPULSE MARKETING GROUP, INC., 20 21 Third-Party Plaintiff, 22 v. 23 BONNIE GORDON, JAMES S. GORDON, III, JONATHAN GORDON, JAMILA 24 GORDON, ROBERT PRITCHETT, EMILY 25 ABBEY and LEW REED, 26 Third-Party Defendants. Order on Motion for Dismissal of Third-Party Plaintiff Lew Reed LIEBLER, IVEY, CONNOR, BERRY & ST. HILAIRE -PAGE 1 OF 2-ATTORNEYS AT LAW 1141 North Edison, Suite C Kennewick, WA 99336 (509) 735-3581

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Filed 09/01/2005

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The court having considered Defendant and Third-Party Plaintiff Impulse
Marketing Group, Inc.'s Motion to Dismiss Third-Party Defendant Lew Reed and
the Declaration of Floyd E. Ivey in Support of Defendant's Motion to Dismiss
Third-Party Defendant Lew Reed now (grants) (denies) said motion.
Dated this day of September, 2005.

JUDGE VAN SICKLE

I hereby certify that on September 1, 2005, I electronically filed the **Order on Defendant's Motion for Dismissal of Third-Party Defendant Lew Reed** with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following: Douglas E. McKinley, Jr., and I hereby certify that I have sent via internet email the document to the following non-CM/ECF participants: David O. Klein, Peter J. Glantz, Sean A. Moynihan.

S/ FLOYD E. IVEY FLOYD E. IVEY